

IN THE MICHIGAN COURT OF APPEALS

ORDER

Re: **David Ellis v Department of Corrections**
Docket No. **266248**
L.C. No. **2005-003840-AH**

William C. Whitbeck, Chief Judge, acting under MCR 7.203(F)(1) and 7.216(A)(10),
orders:

The complaint for a writ of habeas corpus is DISMISSED for lack of jurisdiction since plaintiff may not use an action for this extraordinary writ as a substitute for an appeal. *Cross v Department of Corrections*, 103 Mich App 409, 414-415; 303 NW2d 218 (1981).



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

FEB 03 2006

Date

Sandra Schultz Mengel
Chief Clerk